

SECOND AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 20 2004

Returned to applicant for correction MAR 03 2004

Corrected application filed MAY 03 2004

Map filed MAY 03 2004

The applicant **Wolfgang O. & Ursula Eisenhut 1989 Revocable Trust** hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 63242**

1. The source of water is **underground**
2. The amount of water to be changed **3.92 acre feet (0.0133cfs)**
3. The water to be used for **Irrigation and Domestic Purposes**
4. The water heretofore permitted for **Irrigation and Domestic Purposes**
5. The water is to be diverted at the following point **the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, T.12N., R19E., M.D.M. or at a point from which the W1/16 S14/23 corner of said Section 14 bears South 67°08'50" West, a distance of 252 feet.**
6. The existing permitted point of diversion is located within **the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, T.13N., R20E., M.D.M. or at a point from which the southwest corner of said Section 26 bears South 63°53'50" West, a distance of 1,713 feet.**
7. Proposed place of use **0.98 acres within a portion of 0.98 acres within a portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 14, T.12N., R.19E., M.D.M., Douglas County, Nevada**
8. Existing place of use **0.98 acres within a portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, T.13N., R.20E., M.D.M., Douglas County, Nevada**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled and capped well with pump, motor, meter and distribution piping.**
12. Estimated cost of works **Unknown**
13. Estimated time required to construct works **One (1) Year**
14. Estimated time required to complete the application of water to beneficial use **Five (5) Years**

15. Remarks: The Applicants have recently purchased Permit 63242 from the Owner of Record and intend to put the allowed duties to use for irrigation and domestic purposes on their 76 acre equestrian facility.

R. O. ANDERSON ENGINEERING, INC.
By Robert O. Anderson, P.E.
s/ Robert O. Anderson
P. O. Box 2229
Minden, Nevada 89423

Compared sg/ cmf lt/

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 63242 is issued subject to the terms and conditions imposed in said Permit 63242 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 0.98 acres within the described place of use.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.01333 cubic feet per second, **but not to exceed 3.92 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

March 22, 2006

Proof of completion of work shall be filed on or before:

April 22, 2006

Water must be placed to beneficial use on or before:

March 22, 2010

Proof of the application of water to beneficial use shall be filed on or before:

April 22, 2010

Map in support of proof of beneficial use shall be filed on or before:

April 22, 2010

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 22nd day of March A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____